

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

v.

CHRISTOPHER CHASE,

Defendant.

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**17-CR-101-JJM-RJA**

**NOTICE OF MOTION**

**MOTION BY:**

Frank R. Passafiume, Assistant Federal  
Public Defender, Attorney for Christopher  
Chase.

**DATE, TIME & PLACE:**

Before the Honorable Jeremiah J. McCarthy  
United States Magistrate Judge, Robert H.  
Jackson United States Courthouse, 2  
Niagara Square, Buffalo, New York 14202,  
**on the papers.**

**SUPPORTING PAPERS:**

Affirmation of Assistant Federal Public  
Defender Frank R. Passafiume, dated  
June 19, 2017.

**RELIEF REQUESTED:**

Thirty (30) day adjournment of pretrial  
motion deadline.

**DATED:**

June 19, 2017, Buffalo, New York.

Respectfully submitted,

**/s/Frank R. Passafiume**

Frank R. Passafiume  
Assistant Federal Public Defender  
Federal Public Defender's Office  
300 Pearl Street, Suite 200  
Buffalo, New York 14202  
(716) 551-3341; 551-3346 (fax)  
frank\_passafiume@fd.org  
*Attorney for Christopher Chase*

**TO:** Brian Counihan  
Assistant United States Attorney

UNITED STATES DISTRICT COURT  
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**17-CR-101-JJM-RJA**

**AFFIRMATION IN SUPPORT  
OF MOTION**

**FRANK R. PASSAFIUME, ESQ.**, affirms under penalty of perjury that:

1. I am an attorney with the Federal Public Defender's Office located at 300 Pearl Street, Suite 200, Buffalo, New York 14202, and I represent the defendant, Christopher Chase, in the instant matter.

2. The defendant's pretrial motions are currently due by July 5, 2017.

3. Defense counsel has recently been assigned a jury trial scheduled to begin on July 6, 2017, as the prior defense counsel is unable to proceed due to health issues.

4. The instant motion respectfully requests a thirty (30) day adjournment of the pretrial motion deadline to prepare motions and also explore the possibility of a pretrial disposition with the government.

5. I have discussed this request with Assistant United States Attorney Brian Counihan, and Mr. Counihan has no objection to an adjournment.

6. Should the Court grant an adjournment, the parties further agree that the time between the filing of this motion and the new pretrial motion deadline is excluded from the Speedy Trial calendar.

**DATED:** June 19, 2017  
Buffalo, New York.

Respectfully submitted,

**/s/Frank R. Passafiume**

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*Attorney for Christopher Chase*

**TO:** Brian Counihan  
Assistant United States Attorney